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**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

 RICOH COMPANY, LTD.,

 Plaintiff,

vs.

AEROFLEX ET AL,

 Defendants.

CASE NO. CV 03-4669-MJJ (EMC)

Consolidated with

CASE NO. CV 03-2289

 SYNOPSIS, INC.,

 Plaintiff,

vs.

RICOH COMPANY, LTD.,

 Defendants.

**NOTICE OF WITHDRAWAL OF
 DISCOVERY MOTION**

1 Please take notice that due to an agreement in principle between the parties, Plaintiff Ricoh
2 Company, Ltd., hereby withdraws without prejudice the discovery matter relating to sales and marketing
3 information that the Court had set for hearing on October 14, 2005.

4 Dated: September 21, 2005

Respectfully submitted,

5 Ricoh Company, Ltd.

6 By: /s/ Kenneth W. Brothers

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